IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

MONDAY, THE 18TH SEPTEMBER 2006 / 27TH BHADRA 1928

Bail Appl..No. 5600 of 2006

CRMP.2718/2006 of DISTRICT COURT, ALAPPUZHA
CRIME NO.138/2006 OF POOCHAKKAL POLICE STATION

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PETITIONER/ACCUSED:

ANIL KUMAR, S/O. KUTTY,
BHAGAVATHI PARAMBU, WARD NO.II,
THYKATTUSSERY PANCHAYATH,
THYKKATTUSSERY P.O., CHERTHALA.

BY ADV. SRI.C.K.SAJEEV

RESPONDENTS: COMPLAINANT:

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 18/09/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 5600/2006

DATED THIS THE 18TH DAY OF SEPTEMBER, 2006

O R D E R

The petitioner is before this Court, under Section 438 Cr.P.C., as he apprehends arrest, in crime No.138/2006 of Poochakkal Police Station, for the offence punishable under Section 308 IPC. It is alleged that the petitioner had inflicted stab injuries on the defacto complainant, the seat of the injury being on the chest of the complainant.

2. After hearing both sides and considering the nature of the injuries, sustained by the defacto complainant, and other aspects placed before me, I direct the petitioner to surrender before the Investigating Officer, who is investigating crime No.138/2006 of Poochakkal police station on 25.9.2006 between 10.00 a.m and 10.30 a.m.

3. The Investigating Officer shall interrogate the petitioner and produce him before the Court below, as per

the law.

4. The learned Magistrate, on production of the accused, shall hear both sides and pass appropriate orders on merit.

The application is disposed of as above.

J.M.JAMES
JUDGE

mrcs